



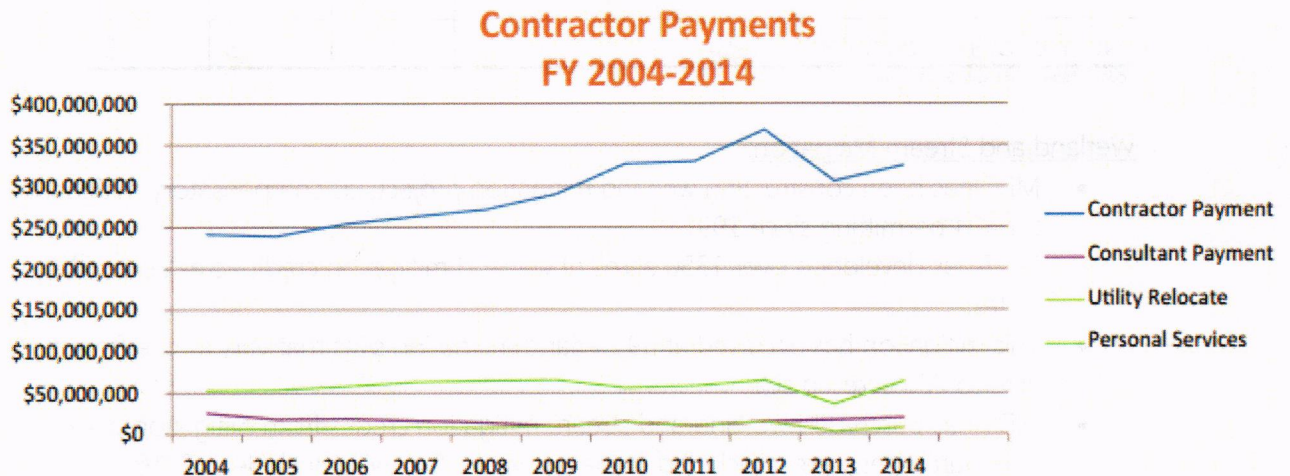
zero deaths | zero serious injuries
on Montana roadways

Montana Department of Transportation

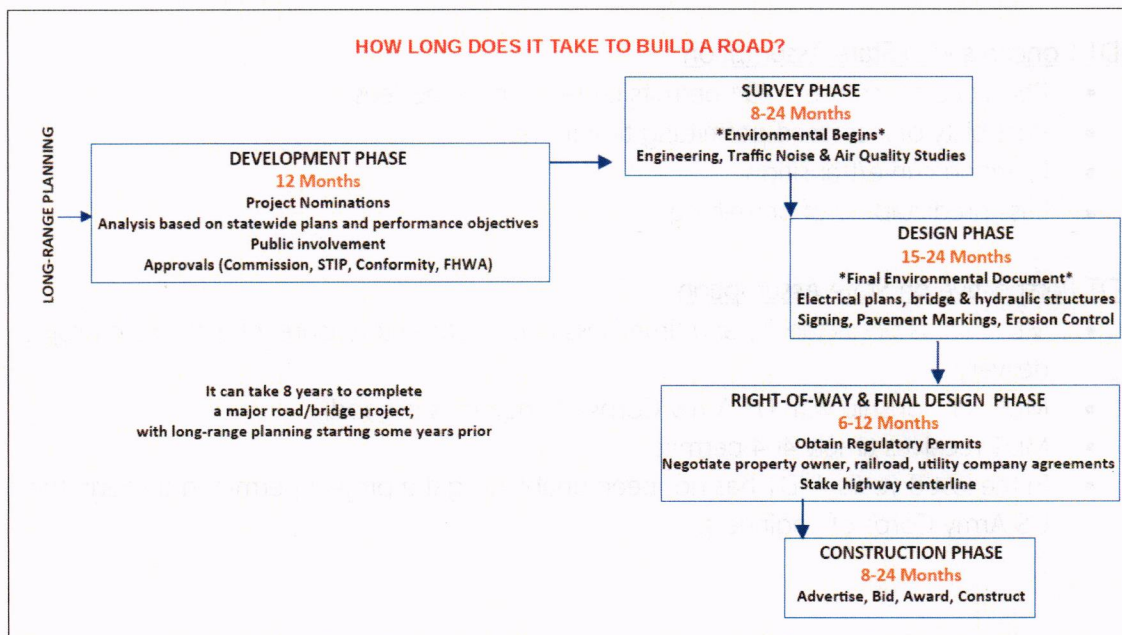
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Information provided to WATER POLICY INTERIM COMMITTEE
March 7, 2016
For SJ2 Study

MDT Construction Projects:



MDT typically has about 400 projects in various stages of design/project development.



Source: <http://www.mdt.mt.gov/mdt/docs/about-mdt.pdf> Calendar year basis

WATER POLICY INTERIM
COMMITTEE 2015-16

March 7, 2016

Exhibit 3

MDT Clean Water Act Section 404 Permits:

| MDT 404 Permits | 2014 | 2015 | Total |
|---|-------|-------|-------|
| Number of projects let to contract | 135 | 149 | 284 |
| Number of projects with 404 Permits | 36 | 29 | 65 |
| Associated Construction Permits (Estimate) | 36 | 29 | 65 |
| Maintenance Permits (Estimate - varies) | 10 | 10 | 20 |
| Total 404 permits per year | 82 | 68 | 150 |
| Percentage of MDT Projects with 404 Permits | 26.7% | 19.5% | 22.9% |
| | | | |
| Number of Individual Permits (IPs) | 2 | 3 | 5 |

Federal fiscal year basis Oct. 1 – Sep. 30

Wetland and Stream Mitigation:

- MDT has been constructing wetland mitigation projects as compensatory mitigation for 404 permitting since 1991.
- MDT has developed over 1350 acres of wetland mitigation credit acres across the state.
- This mitigation has occurred at 59 wetland mitigation sites that vary in size from a ½ acre to 200 acres in size.
- MDT has purchased wetland and stream mitigation credits from mitigation banks. Two purchases were concluded in the last year. Two will conclude in 2016.
- Approximately 15-16 construction projects a year require compensatory wetland or stream mitigation.

MDT Concerns with State Assumption:

- Permit cost increase – 404 permits currently have no fees
- Possibility of increased permitting timeframes
- Learning curve/transition
- Less predictability of permitting

MDT Perspective on State Assumption:

- MDT needs predictability and timeliness in permitting to ensure infrastructure project delivery.
- MDT relationship with US Army Corps of Engineers is good.
- MDT receives timely 404 permits.
- In the last 8 years, MDT has not been unable to get a project permitted through the US Army Corps of Engineers.